

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

BALLY TOTAL FITNESS HOLDING	:	
CORP.,	:	
	:	
Plaintiff,	:	
	:	
v.	:	Civil Action No. 05-841-JJF
	:	
LIBERATION INVESTMENTS, L.P.,	:	
LIBERATION INVESTMENTS, LTD.,	:	
LIBERATION INVESTMENT GROUP LLC	:	
and EMANUEL R. PEARLMAN,	:	
	:	
Defendants.	:	

O R D E R

WHEREAS, the Court held a teleconference in this matter on December 15, 2005 in which it heard argument on Defendants' Motion To Dismiss The Preliminary Injunction Proceeding As Moot (D.I. 28);

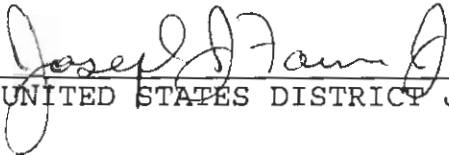
NOW THEREFORE, IT IS HEREBY ORDERED that:

1. The Scheduling Order dated December 14, 2005 (D.I. 38), is suspended pending the Court's decision on Defendants' Motion To Dismiss The Preliminary Injunction Proceeding As Moot (D.I. 28);

2. Plaintiff shall file its brief in opposition to Defendants' Motion To Dismiss (D.I. 28) and its proposed amended complaint no later than **4:30 p.m. on December 16, 2005;**

3. Defendants shall file their reply to Plaintiff's brief in opposition and their objections to Plaintiff's proposed amended complaint no later than **12:00 noon on December 19, 2005.**

December 15, 2005
DATE


UNITED STATES DISTRICT JUDGE